

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

MORTON GROVE	)	
PHARMACEUTICALS, INC.	)	
	)	
Plaintiff,	)	
	)	No: 08-CV-1384
v.	)	
	)	Judge Bucklo
THE NATIONAL PEDICULOSIS	)	Magistrate Judge Mason
ASSOCIATION, INC.	)	
	)	
Defendants.	)	
	)	

**MORTON GROVE PHARMACEUTICAL, INC.'S  
MOTION TO DISMISS THE NATIONAL  
PEDICULOSIS ASSOCIATION, INC.'S COUNTERCLAIM**

Morton Grove Pharmaceuticals, Inc. ("Morton Grove"), by its attorneys, hereby moves pursuant to Federal Rule of Civil Procedure 12(b)(6) for this Court to dismiss the National Pediculosis Association, Inc.'s ("NPA's") counterclaim with prejudice. The grounds for this motion are fully set forth in the accompanying memorandum of law in support, which is incorporated by reference herein.

Dated: June 30, 2008

Respectfully Submitted,

**MORTON GROVE PHARMACEUTICALS, INC.**

By: /s/ William C. O'Neil  
One of its Attorneys

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 30th day of June 2008, I caused a copy of **Morton Grove Pharmaceutical, Inc.'s Motion to Dismiss the National Pediculosis Association, Inc.'s Counterclaim** to be served on counsel of record via ECF electronic filing:

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/s/ William C. O'Neil